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Date:

June 5, 2002

Please Deliver To:

Name:

Office of Petitions

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U.S.P.T.O.

Tel:

Fax:

703-308-6916

Client/Matter #:

13307-99

From:

Thomas M. Fisher

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Total puges including cover page: 81

If all pages are not received, please contact Thomas M. Fisher at ext. 7462

Re: 09/742,545, Attorney Docket 9D-HR-19396

SUPPLEMENTAL SUBMISSION OF PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT OR, IN THE ALTERNATIVE, FOR REVIVAL OF AN UNINTENTIONALLY ABANDONED PATENT APPLICATION

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##

9D-HR-19396 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Holmes et al.

Serial No.: 09/742,545

Art Unit:

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Filed: December 22, 2000 Examiner:

JUN - 5 2002

For: REFRIGERATOR -

ELECTRONICS ARCHITECTURE

PETITIONS OFFICE

SUPPLEMENTAL SUBMISSION OF PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT OR, IN THE ALTERNATIVE, FOR REVIVAL OF AN UNINTENTIONALLY ABANDONED PATENT APPLICATION

CERTIFICATE OF FACSIMILE TRANSMISSION

I certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, to number 1-703-308-6916, on June 5, 2002.

Thomas M. Fisher Reg. No. 47,564

Office of Petitions

Applicants filed a PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT OR, IN THE ALTERNATIVE, FOR REVIVAL OF AN UNINTENTIONALLY ABANDONED PATENT APPLICATION on February 4, 2002. Through a status check by telephone Applicants have learned that the U.S.P.T.O. does not show receipt of the above referenced petition. Submitted herewith is a copy of the stamped post card showing thereon receipt of the above referenced petition by the U.S.P.T.O. Additionally submitted herewith is copies of the originally filed:

- Petition For Withdrawal Of Holding Of Abandonment Or, In The Alternative, For Revival Of An Unintentionally Abandoned Patent Application (3 pgs.)
- Copy of Notice To File Missing Parts Of Nonprovisional Application (2 pgs.)
- Declaration and Power Of Attorney of John S. Holmes, Rollie R. Herzog, Robert M. Bultman, Tim Holder and Wolfgang Daum(3 pgs.)

9D-HR-19396 PATENT

- Declaration and Power Of Attorney of Jerry J. Queen II(3 pgs.)
- Declaration and Power Of Attorney of Mark Robert Mathews (3 pgs.)
- Sixty-One (61) Sheets of Formal Drawings.
- Copy of File Folder Docketing Information (1 page)
- CERTIFICATE OF MAILING BY EXPRESS MAIL

Applicants hereby request entry of the originally filed petition and additionally request that the petition be accorded a filing date of February 4, 2002.

Respectfully Submitted,

Thomas M. Fisher

Registration No. 47,564

ARMSTRONG TEASDALE LLP

One Metropolitan Square, Suite 2600

St. Louis, Missouri 63102-2740

(314) 621-5070

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AUG 0 1 2002

OFFICE OF PETITIONS



I'HE UN'IEU S'I'A'TES PATENT OFFICE IS REQUESTED TO IMPRESS ITS STAMP ON THIS CARD AND PLACE SAME IN THE OUTGOING MAIL TO SHOW THE FOLLOWING

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Atty Dkt. No.: 29.-HR-19396 (23307-99) Applicant: Hoxtes et al.

PAPERS HAVE BEEN RECEIVED.

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For: REFRIGERATOR - EL

Enclosed:

Filed: December 22, 2000 Serial No.: 09/742,545

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FAX RECEIVED 5 2002 PETITIONS OFFICE

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OFFICE OF PETITIONS

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Alternative, For Revival Of An Unintentionally Abandoned Patent Petition For Withdrawal Of Holding Of Abandonment Or, In The

Copy of Notice To File Missing Parts Of Nonprovisional Application (2 Application (3 pgs., in duplicate)

Declaration and Power Of Attorney or John S. Holmes, Rollie R. Herzog,

Deciaration and Power Of Attorney of Jerry J. Queen II (3 pgs.) Robert M. Bultman, Tito Holder and Wolfgang Daum (3 pgs.)

Declaration and Power Of Attorney of Mark Robert Mathews (3 pgs.)

Sixty-One (61) Sheets of Formal Drawings

Express Mail Certificate (1 pg.) EL 752187251 US

TMF/meg Mailcd: February 4, 2002

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint

| inventor (if plura sought on the inve the specification of | ntion entitled: I | ted below) of the subject matter REFRICERATOR – ELECTRO | which is claimed and for which a patent is DNICS ARCHITECTURE, |
|--|---|--|---|
| • | [✓] was fil | ched hereto. led on <u>December 22, 2000</u> as App as amended on | |
| I hereby state that the claims, as ame | t I have reviewe ended by any an | ed and understand the contents on nendment referred to above. | f the above identified specification, including |
| I acknowledge the accordance with I | ie duty to discl Title 37, Code of | ose information which is mater f Federal Regulations §1.56(a). | ial to the examination of this application in |
| listed below and, prior United State 8112. I acknow | insofar as the session in elected the duty because the duty | subject nætter of each of the clain the manner provided by the fire to disclose material information tred between the filing date of the | de, §120 of any United States application(s) ims of this application is not disclosed in the st paragraph of Title 35, United States Code, on as defined in Title 37, Code of Federal the prior application and the national or PCT |
| Application Seria | l No. | Filing Date | Status (patented , pending, abandoned) |
| | | | |
| I hereby claim to application(s) list Application Seria | ed below: | Title 35, United States Code Filing Date | §119(e) of any United States provisional Additional provisional application numbers are listed on a supplemental priority sheet attached hereto. |
| to prosecute this therewith. (list of H. Neil Houser Company, Appl Policinski (Reg of General Elect 33,338), Bruce (Reg. No. 38,88 Sieckmann (Reg. | s application and name and regists (Reg. No. 28,85 liance Park 2-22 . No. 26,621), Istric Company, 3 T. Atkins (Reg. 30), Patrick W. F. g. No. 28,667), a quare, St. Louis, | I transact all business in the Pater ration number) 9) and George Rideout, Jr. (Reg. 5, Louisville, KY 40225; Ronald ay L. Chaskin (Reg. No. 24,030) a 135 Easton Tumpike, Fairfield, C No. 43,476), Thomas M. Fisher (Rasche (Reg. No. 37,916), Robert and Michael Tersillo (Reg. No. 42 | nt the following attorney(s) and/or agent(s) and Trademark Office connected No. 43,880), all of General Electric E. Myrick (Reg. No. 26,315); Henry J. and John F. Beninati (Reg. No. 40,510), all T 06431; John S. Beulick (Reg. No. Reg. No. 47,564), Daniel M. Fitzgerald B. Reeser III (Reg. No. 45,548), Gordon F. 2,180), all of Armstrong Teasdale LLP, One Direct Telephone Calls To: |
| John S. Beulick Armstrong Tea | : | | John S. Benlick |
| | an Square, Suite | 2600 | 314-621-5070 |

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DECLARATION AND I OWER OF ATTORNEY

Attorney Docket No. 9D-HR-19396

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application and any patent issued thereon.

| SOLE OR FIRST INVENTOR: | |
|--|-----------------|
| Full Name: John S. Holmes | |
| Signature: | Date: 12 /18/01 |
| Residence: Sellersburg, Indiana | |
| Citizenship: USA | |
| Post Office Address: <u>8329 Plum Valley I rive, Scilersburg</u> | Indiana 47172 |
| SECOND JOINT INVENTOR, IF ANY: | |
| Full Name: Jerry Queen | |
| Signature: | Date: |
| Residence: New Albany, Indiana | |
| Citizenship: USA | |
| Post Office Address: 3805 Lola Dell Court, New Albany, I | ndiena 47150 |
| THIRD JOINT INVENTOR, IF ANY: | |
| Full Name: Rollie R. Herzog | |
| Signature: Rullio R. Herry | Date: 12/18/0/ |
| Residence: Louisville, Kentucky | |
| Citizenship: USA | |
| Post Office Address: 9902 Winged Foot Court, Louisville, | Kentucky 40223 |
| FOURTH JOINT INVENTOR, IF ANY: | |
| Full Name: Mark Mathews | |
| Signature: | Date: |
| Residence: Louisville, Kentucky | |
| Citizenship: USA | |
| Port Office Address: 518 Moser Road Louisville Kentuck | v 40223 |

| DECLARATION AND FOWER OF ATTORNEY | Attorney Docket No. 9D-HR-19396 |
|---|---------------------------------------|
| FIFTH JOINT INVENTOR, IF ANY: | |
| Full Name: Robert M. Bultman | |
| Signature: Pales MB12 Date | 10/8/1/21 |
| Residence: Smithfield, Kentucky | |
| Citizenship: USA | |
| Post Office Address: 640 Bart Smith Lanc, Smithfield, Kentucky 40068 | |
| SIXTH JOINT INVENTOR, IF ANY: | |
| Full Name: Tim Holder | / |
| Signature: Jan Holela Date | : 12/17/2001 |
| Residence:_Lagrange, Kentucky | • , |
| Citizenship: USA | |
| Post Office Address: 2925 North Highway 53, Lagrange, Kentucky 40031 | • |
| SEVENTH JOINT INVENTOR, IF ANY: | |
| Full Name: Wolfgang Daum | |
| Signature: Wolfgang Town Date | 12/18/2001 |
| Residence: Louisville, Kentucky | · · · · · · · · · · · · · · · · · · · |
| Citizenship: <u>USA</u> | |
| Post Office Address: 6012 Poller Leaf Circle Louisvilla Ventucks: 40241 | • . |

DECLARATION AND POWER OF ATTORNEY

Attorney Docket No. 90-HR-19396

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: REFRIGIERATOR – ELECTRONICS ARCHITECTURE, the specification of which:

| (check one) | [] | was filed and was | ол <u>Дес</u> | ember 22, 2000 | as Applicat | ion Serial No: <u>09/742,545,</u> |
|---|--|---|--|--|---|---|
| I hereby state th the claims, as an | at I have nended by | reviewed y any amer | and un idment | lerstand the correferred to above | ntents of the re. | above identified specification, including |
| I acknowledge a accordance with | the duty Title 37, | to disclose Code of F | inforrederal F | nation which is Regulations §1.5 | s mat eri al to 56(a). | the examination of this application in |
| listed below and prior United Sta §112. I ackno- | i, insofar tes applic wledge ti 56(a) wh | as the sub- cation in the he duty to ich occurre | ject ma te mant disclo ed betw | tter of each of er provided by se material inf | the claims of the first partion as | 120 of any United States application(s) of this application is not disclosed in the ragraph of Title 35, United States Code, defined in Title 37, Code of Federal rior application and the national or PCT |
| Application Seri | al No. | | | Filing Date | | Status (patented , pending, abandoned) |
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| I hereby claim application(s) lis | | | itle 35 | United States | Code §119 | (e) of any United States provisional |
| Application Seri | al No. | | | Filing Date | | Additional provisional application numbers are listed on a supplemental priority sheet attached hereto. |
| to prosecute thi therewith. (<i>list</i> H. Neil Houser Company, App Policinski (Reg of General Elec 33,338), Bruce (Reg. No. 38,88 | is applica name and (Reg. No. liance Pa L. No. 26, ctric Com T. Atkins 80), Patric g. No. 28 | tion and tra d registration, 28,859) a fik 2-225, I 621), Jay L pany, 3135 i (Reg. No. ik W. Raso ,667), and | msact a on numi and Geo ouisvil Chask Easton 43,476 he (Reg Michae | It business in the (ner) Inge Rideout, Jr. Inge, KY 40225; Fin (Reg. No. 24) Turnpike, Fair. In, Thomas M. Fig. No. 37,916), It Tersillo (Reg. | e Patent and (Reg. No. 4 Ronald E, My ,030) and Jo field, CT 06- isher (Reg. 1 Robert B. Re | following attorney(s) and/or agent(s) Trademark Office connected 3,880), all of General Electric vick (Reg. No. 26,315); Henry J. hm F. Beninati (Reg. No. 40,510), all 431; John S. Beulick (Reg. No. No. 47,564), Daniel M. Fitzgerald eser III (Reg. No. 45,548), Gordon F. , all of Armstrong Teasdale LLP, One |
| Send Correspond | | | | | | Direct Telephone Calls To: |
| Armstrong Tea One Metropolit St. Louis, MO | tan Squar | e, Suite 26 | 00 | | | John S. Beulick 314-621-5070 |

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OFFICE OF PETITIONS

DECLARATION AND POWER OF ATTORNEY

Attorney Docket No. 9D-HR-19396

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application and any patent issued thereon.

| SOLE OR FIRST INVENTOR: | |
|--|------------------|
| Full Name: <u>John S. Holmes</u> | |
| | Date: |
| Residence: Sellersburg, Indiana | |
| Citizenship: USA | |
| Post Office Address: 8329 Plum Valley Drive, Sellersburg, Indiana 47172 | |
| SECOND JOINT INVENTOR, IF ANY: Full Name: John Outer JERRY IT. QUEEN IL | |
| Signature: Lung J. Chung | Date: 12/12/2001 |
| Residence: New Albany, Indiana | |
| Citizenship: USA | |
| Post Office Address: 3805 Lola Dell Court, New Albany, Indiana 47150 | |
| THIRD JOINT INVENTOR, IF ANY: | |
| Full Name: Rollie R. Herzog | |
| Signature: Date: | |
| Residence: Louisville, Kentucky | |
| Citizenship: USA | |
| Post Office Address: 9902 Winged Foot Court, Louisville, Kentucky 40223 | |
| FOURTH JOINT INVENTOR, IF ANY: | |
| Full Name: Mark Mathews | |
| Signature: Date: | |
| Residence: Louisville, Kentucky | |
| Citizenship: USA | |
| Post Office Address: 518 Moser Road, Louisville, Kentucky 40223 | |

| DECLARATION AND POWER OF ATTO | Attorney Docket No. 9D-HR-19396 | |
|---|------------------------------------|--|
| FIFTH JOINT INVENTOR, IF ANY: | | |
| Full Name: Robert M. Bultman | | |
| Signature: | Date: | |
| Residence: Smithfield, Kentucky | | |
| Citizenship: USA | | |
| Post Office Address: <u>640 Bart Smith Lanc, Smithfield, Kent</u> t | icky 40068 | |
| SIXTH JOINT INVENTOR, IF ANY: | | |
| Full Name: Tim Holder | | |
| Signature: | Date: | |
| Residence: Lagrange, Kentucky | ·. | |
| Citizenship: <u>USA</u> | | |
| Post Office Address: <u>2925 North Highway 53. Lagrange, Ker</u> | | |
| SEVENTH JOINT INVENTOR, IF ANY: | | |
| Full Name: Wolfgang Daum | | |
| Signature: | Date: | |
| Residence: Louisville, Kentucky | | |
| Citizenship: USA | | |
| Post Office Address: 6012 Fuller Leaf Circle Louisvalle Von | | |

DECLARATION AND POWER OF ATTORNEY

Attorney Docket No. 9D-HR-19396

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I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: REFRIGERATOR - ELECTRONICS ARCHITECTURE, the specification of which:

| the specification | of which | : | | | | |
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| (check one) | [v] | is attach was filed and was | i on <u>D</u> u | | as Application | Serial No. <u>09/742,545</u> , |
| | | | | derstand the con referred to above | | ove identified specification, including |
| | | | | mation which is Regulations §1.5 | | ne examination of this application in |
| listed below and prior United Sta §112. I ackno | d, insofar ites applic wledge the .56(a) wh | as the substation in the duty the country to the country to the country to the country the | bject n he mai o discl red bet | atter of each of t mer provided by ose material info ween the filing d | he claims of the first parage or continuity of the first parage or continuity as designed as designed to the first parage. | O of any United States application(s) his application is not disclosed in the raph of Title 35, United States Code, efined in Title 37, Code of Federal application and the national or PCT |
| Application Seri | ial No. | | - | Filing Date | <u>Sta</u> | itus (patented , pending, abandoned) |
| | | - - - | | | | |
| I hereby claim application(s) lis | | | Title 3 | 5, United States | | of any United States provisional |
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| to prosecute the therewith. (list H. Neil House: Company, App Policinski (Report General Ele 33,338), Bruce (Reg. No. 38,8) | us applica r (Reg. No pliance Pa g. No. 26, cetric Com e T. Atkin 880), Patri eg. No. 28 | tion and t d registra. o. 28,859) rk 2-225, 621), Jay many, 313 s (Reg. Nock W. Ras 8,667), and | ransact tion number and Go Louisv L. Char 35 Easte 5. 43,47 sche (R d Michr | all business in the nber) corge Rideout, Jr. ille, KY 40225; R. kin (Reg. No. 24 on Turnpike, Fairl 6), Thomas M. F eg. No. 37,916), I tel Tersillo (Reg. | e Patent and Tr (Reg. No. 43,8 (maid E. Myrid ,030) and John field, CT 06431 isher (Reg. No. Robert B. Recsi | lowing attorney(s) and/or agent(s) ademark Office connected 180), all of General Electric 12k (Reg. No. 26,315); Henry J. 13F. Beninati (Reg. No. 40,510), all 14k; John S. Beulick (Reg. No. 147,564), Daniel M. Fitzgerald 15er III (Reg. No. 45,548), Gordon F. 16er III (Reg. No. 45,548), Gordon F. 16er III (Reg. No. 45,548), Gordon F. |
| Send Correspondents Send Corresponding Teconic Metropolist. Louis, MO | k asdale LL itan Squar | P | 600 | | | Direct Telephone Calls To: John S. Beulick 314-621-5070 |

SOLE OR FIRST INVENTOR:

DECLARATION AND POWER OF ATTORNEY

Attorney Docket No. 9D-HR-19396

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| Full Name: John S. Holmes | |
|--|--|
| Signature: | Date: |
| Residence: Sellersburg, Indiana | |
| Citizenship: USA | |
| Post Office Address: 8329 Plum Valley Drive, Sellersburg, 1 | Indiana 47172 |
| SECOND JOINT INVENTOR, IF ANY: | |
| Full Name: Jerry Queen | |
| Signature: | Date: |
| Residence: New Albany, Indiana | - And the state of |
| Citizenship: USA | |
| Post Office Address: <u>3805 Lola Dell Court, New Albany, In</u> | diana 47150 |
| THIRD JOINT INVENTOR, IF ANY: | |
| Full Name: Rollie R. Herzog | |
| Signature: | Date: |
| Residence: Louisville, Kontucky | |
| Citizenship: USA | |
| Post Office Address: 9902 Winged Foot Court, Louisville, K | Centucky 40223 |
| FOURTH JOINT INVENTOR, IF ANY: | |
| Full Name: Mark Robert Mathews | |
| Signature: Mark Robert With | Date: 12/31/6/ |
| Residence: Lombard, Illinois | |
| Citizenship: USA | |
| Post Office Address: OS 700 Addison Avanue Lombard III | inois 60148 |

| DECLARATION AND POWER OF ATTORNEY | Attorney Docket No. 9D-HR-19396 |
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| FIFTH JOINT INVENTOR, IF ANY: | |
| Full Name: Robert M. Bultman | |
| Signature: Da | ate: |
| Residence: Smithfield, Kentucky | |
| Citizenship: USA | |
| Post Office Address: 640 Bart Smith Lane Smithfield, Kentucky 40068 | |
| SIXTH JOINT INVENTOR, IF ANY: | |
| Full Name: Tim Holder | |
| Signature: Da | ate: |
| Residence: Lagrange, Kentucky | |
| Citizenship: USA | |
| Post Office Address: 2925 North Highway 53, Lagrange, Kentucky 4003 | |
| SEVENTH JOINT INVENTOR, IF ANY: | |
| Fuli Name: Wolfgang Daum | |
| Signature:Da | ite: |
| Residence: Louisville, Kentucky | |
| Citizenship: USA | |

Post Office Address: 6912 Fallen Leaf Ciryle, Louisville, Kentucky 40241